

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
EASTERN DIVISION

STEVEN G. WICKS,
GERALD A. KALBFLEISCH, and
MICHAEL and MYRTLE HATHAWAY

Plaintiffs,

v.

PUTNAM INVESTMENT
MANAGEMENT, LLC and
PUTNAM RETAIL
MANAGEMENT, LLP,

Defendants.

Civil Action No: 04-CV-10988

PLAINTIFFS' MOTION TO FILE SECOND AMENDED COMPLAINT

Plaintiffs Steven G. Wicks, Gerald A. Kalbfleisch, and Michael and Myrtle Hathaway, pursuant to Rule 15(a) of the Federal Rules of Civil Procedure, respectfully move the Court to allow the filing of the proposed Second Amended Complaint, a copy of which is attached hereto as Exhibit "A". This motion seeks only to add John J. Vaughn as plaintiff on behalf of certain mutual funds that were already included in the Plaintiffs' original Complaint. No new claims or defendants will be added, nor will the scheduling of the case be affected. This motion is being filed in a timely fashion and will not result in any prejudice to the Defendants.

As further grounds for this motion, Plaintiffs rely on the accompanying Memorandum of Law in Support of Plaintiffs' Motion to File Second Amended Complaint and the Affidavit of Jonathan Mutch in Support of Plaintiffs' Motion to File Second Amended Complaint.

Dated: June 20, 2005

Respectfully submitted,

STEVEN G. WICKS
GERALD A. KALBFLEISCH
MICHAEL and MYRTLE HATHAWAY

By their counsel,



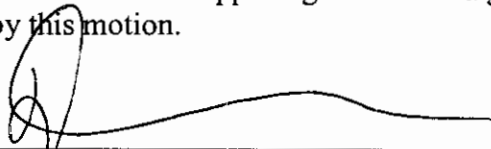
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CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1

I, David E. Marder, hereby certify that I conferred with opposing counsel in a good faith effort to resolve or narrow the issues presented by this motion.



David E. Marder

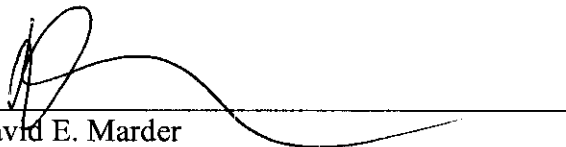
CERTIFICATE OF SERVICE

I, David E. Marder, hereby certify that on June 20, 2005, I caused the attached Plaintiffs' Motion To File Second Amended Complaint to be served by first class mail upon Defendants' counsel of record at the following addresses :

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